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EXAMINER

CHRISTENSEN, SCOTT B

ART UNIT

PAPER NUMBER

2144

MAIL DATE

DELIVERY MODE

09/30/2008

PAPER

**Please find below and/or attached an Office communication concerning this application or proceeding.**

The time period for reply, if any, is set in the attached communication.

### **SUPPLEMENTAL ADVISORY ACTION**

1. This Advisory Action is in regards to the most recent papers filed on 7/9/2008.

#### ***Response to Arguments***

2. Applicant's arguments filed 7/9/2008 have been fully considered but they are not persuasive.
3. On pages 9-10 of Applicant's Remarks, Applicant argues that the combination of references does not disclose "an examining unit that examines whether transmission and reception data generated between the terminal and the hardware port of the information processing device are to be accumulated as logs."
4. In support of Applicant's arguments, Applicant states, "The recited term 'examining' clearly indicates that the data itself is evaluated in order [to] determine whether the data is logged." However, no such language is found within the claim. Nowhere does the claim state what is examined, nor what the examination is based on. Therefore, any information that is examined (or checked in some way) to determine if the transmission and reception data is to be logged meets the current claim language. If Applicant wishes to have the transmission and reception data to be examined, and the accumulation of the data as logs to be based on the results of the examination, the instant claim should be amended to clearly require this.
5. Meanwhile, North discloses that all of the data output may be logged (North: Column 7, lines 6-16). Further, North discloses that if certain data is to be logged into the log space, which is based on checking to see if a log field indicates that the data

Art Unit: 2144

from the device is to be logged (North: Column 13, lines 22-35). Thus, North meets the requirement of the claim to log the output of devices based on an examination of a log field.

6. On pages 10-12, Applicant argues that the remaining claims are allowable, as being dependent from allowable claims. However, this arguments relies on the infallibility of Applicant's arguments provided on pages 9-10, and thus are deemed to be non-persuasive, for at least the reasons stated above.

7. Thus, after careful consideration, the rejection of the instant claims under 35 USC 103 has been maintained.

### ***Conclusion***

Any inquiry concerning this communication or earlier communications from the examiner should be directed to Scott Christensen whose telephone number is (571)270-1144. The examiner can normally be reached on Monday through Thursday 6:30AM - 4:00PM.

If attempts to reach the examiner by telephone are unsuccessful, the examiner's supervisor, William Vaughn can be reached on (571) 272-3922. The fax phone number for the organization where this application or proceeding is assigned is 571-273-8300.

Art Unit: 2144

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/Paul H Kang/  
Primary Examiner, Art Unit 2144

/S. C./  
Examiner, Art Unit 2144